IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP NO. 18592 of 2006

DATE OF DECISION:23.11.2006

Sumit Abrol ....Petitioner

Versus

State of Punjab and others ....Respondents.

CORAM: HON'BLE MR.JUSTICE J.S. KHEHAR
HON'BLE MR. JUSTICE S.D. ANAND

PRESENT: Mr. Vivek Singla, Advocate for
Mr.Sushil Saini, Advocate
for the petitioner.

J.S. Khehar, J. (oral)

Through the instant writ petition, the petitioner has impugned the order dated 7.12.2005 passed by the Director Public Instructions (Secondary Education), Punjab, declining the request of the petitioner for appointment on compassionate grounds.

The sequence of events narrated in the pleadings of the instant writ petition reveal that the petitioner's father, who was engaged as a Science Master in the Education Department of the State Government, died in harness on 6.7.1998 i.e. more than 8 years before the filing of the instant writ petition. It is also not disputed, as has been stated in the impugned order, that the petitioner's mother is employed as a teacher. Additionally, it is acknowledged, that the petitioner's mother is in receipt of family pension, on account of the service rendered by the

petitioner's father.

For the reasons expressed in the foregoing paragraph; the Director Public Instructions (Secondary Education), Punjab, arrived at the conclusion, that the petitioner was not in a state of financial penury so as to seek appointment on compassionate grounds, and further, that hardship, if any, caused on account of the death of the petitioner's father, arose in 1998 and the claim of the petitioner was barred for seeking compassionate appointment, in terms of the direction issued by the Supreme Court in Umesh Kumar Nagpal V. State of Haryana, 1994(3) SCC 138.

We find no infirmity in the consideration of the claim of the petitioner for compassionate appointment, as has been dealt with in the impugned order dated 7.12.2005.

Dismissed.

(J.S. Khehar)
Judge

(S.D. Anand)
Judge

November 23, 2006.
vig